HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

DIVISION BENCH

CORAM : HON'BLE SHRI H.L. DATTU, CJ &
HON'BLE SHRI V.K. SHRIVASTAVA, J.

WRIT PETITION NO.889 OF 2006

PETITIONER — All the Residents of Vasundhara Nagar, Ring Road No.2, Bilaspur.

Versus

RESPONDENTS

1. State of Chhattisgarh, through Secretary, General Administration Deptt., D.K.S. Bhawan, Raipur (CG).
2. Collector, Bilaspur.
3. Commissioner, Municipal Corporation, Bilaspur.

Present :-

Smt. Fouzia Mriza, Advocate appears as amicus curiae.
Shri N.K. Agrawal, Dy. Advocate General for the State.
Shri A.S. Kachhawaha, counsel for respondent No.3.

ORAL ORDER
(Passed on 26th March, 2007)

The following oral order of the Court was passed by **H.L. Dattu, CJ.**

Residents of Vasundhara Nagar, Bilaspur, had sent a letter to the learned Chief Justice of this Court dated 15-1-2006. In that they had expressed certain difficulties faced by them in the said locality.

2) This Court after registering the letter as Public Interest Litigation (for short "PIL") had issued notices to the State Government, the Commissioner of Municipal Corporation, Bilaspur. After service of notice, they have entered appearance and also have filed their returns.

3) The petition so registered, in our opinion, cannot be construed as PIL for the sole and simple reason that the residents of Vashundara Nagar are members of a cooperative society namely Vasundhara Grih Nirman Sahakari Samiti. Sites have been allotted to the members of the society. It is the society, which is required to provide all civic amenities to the members of the society, may be through the Municipal Corporation, Bilaspur. For that purpose the society and its members have to approach the Municipal Corporation and seek appropriate relief. That cannot be done by shooting out a letter to the learned Chief Justice and requesting him to register it as PIL and redress their grievances.

4) Since the petition filed by the residents of Vashundara Nagar is purely in the nature of private interest litigation, no relief can be granted by us in this writ petition. In that view of the matter, the petition requires to be rejected and is accordingly rejected. Ordered accordingly.

Sd/-
Chief Justice

Sd/-
V.K. Shrivastava
Judge